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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Toru YAMADA

Group Art Unit: 1792

Application No.: 10/582,802

Examiner: F. HITESHEW

Filed: June 14, 2006

Docket No.: 136170

For: VAPOR PHASE GROWTH APPARATUS AND METHOD OF FABRICATING
EPITAXIAL WAFER

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- 1. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, Notice of Allowance or other action that closes prosecution (e.g., Quayle Action).
- a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
- 2. One or more reference cited herein was cited in a counterpart foreign application. An English language version of the foreign search report is attached for the Examiner's information. See Reference 3.
- 3. In accordance with 37 CFR §1.98(a)(2)(ii), copies of any U.S. patents and patent application publications are not attached.
- 4. Japanese Application Publication Nos. JP-A-2000-331939 and JP-A-2001-044125 cited in the foreign search report were previously submitted in an Information Disclosure Statement filed June 14, 2006.

5. References 1 and 2 correspond to reference 3.

Respectfully submitted,



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WPB:MDG/add

Date: September 8, 2009

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